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U.S. DISTRICT COURT  
DISTRICT OF UTAH

**Attorneys for Defendants Frank L. Davis, Harvest Marketing, LLC, and  
First Harvest, LLC**

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IN THE UNITED STATES DISTRICT COURT  
STATE OF UTAH, CENTRAL DIVISION

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JENNIFER STEIMKE, as trustee of the  
ODETTE GRAHAM TRUST, sole  
beneficiary of the MICHELON FAMILY  
TRUST, and sole devisee and representative  
of the ESTATE OF LYNDIA STEIMKE  
MICHELON,

Plaintiffs,

JAE FORSCHEN, DAVID J. ORR,  
individually and dba WORLD  
CONTRACTUAL SERVICES, HARVEST  
MARKETING, L.L.C., FIRST HARVEST  
MARKETING, L.L.C., FRANK L. DAVIS,  
and JOHN DOES 1 through 10,

Defendants.

**STIPULATED MOTION TO DISMISS  
PLAINTIFFS' RICO CLAIMS  
AGAINST DEFENDANTS,  
FRANK L. DAVIS, HARVEST  
MARKETING, L.L.C., and FIRST  
HARVEST MARKETING, L.L.C.**

Case No. 2:03CV00487 DAK

Judge Dale A. Kimball

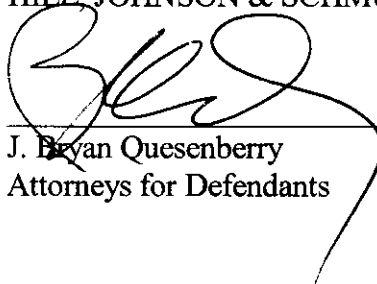
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The parties, by and through their respective counsel, hereby stipulate to move the Court to  
dismiss with prejudice all of Plaintiffs' RICO causes of action against Defendants Frank L.  
Davis, Harvest Marketing, L.L.C., and First Harvest Marketing, L.L.C.

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DATED this 29 day of June, 2004.

HILL, JOHNSON & SCHMUTZ, L.C.

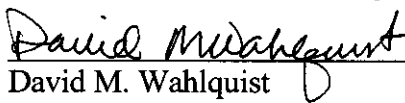


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J. Bryan Quesenberry  
Attorneys for Defendants

DATED this 2<sup>nd</sup> day of July, 2004.

Kirton & McConkie



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David M. Wahlquist  
James E. Ellsworth  
Attorneys for Plaintiffs